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and the Rajas were mostly guided by their own will and pleasure unless it ran counter to the customs of the country. Many of them had learned Brahmans to instruct them in the fundamental and long established laws of the country.

Certain checks upon their arbitrary power existed in the form of general assemblies of the nation, but these were seldom held. These were of two kinds: those assembled under the orders of the Raja, and those assembled by the spontaneous will of the people. In the former case, messengers, who by right of birth and descent were entitled to that office, were despatched in all directions to summon the people. When assembled, they sat in a circle in the open air, while a number of Nayars kept guard over them. The propositions were then discussed, and the measures proposed were rejected or adopted by the unanimous silence or clamour of those present, but in affairs of minor importance not affecting the welfare of the whole community, the chiefs of the nation were summoned, and they decided the questions laid before them.

The assemblies summoned by the will of the nation were conducted in much the same manner, but with more impetuosity. They were held only in cases of emergency, when the Raja was guilty of extreme tyranny or of gross violation of the law. Then all the landed proprietors were bidden to attend, and if any one dared to refuse to obey the summons, the assembly sentenced his houses, gardens or estates to be devastated. If he persisted in his disobedience, he would be deprived of his privileges and votes, and might even be sentenced to banishment. As the object of such assemblies was to thwart the will of the ruler, he on his side did all he could to obstruct their holding such assemblies. The Raja had no right nor power to prevent them by force of arms, but he sent *Pandara Patti* (servants of the rulers) to provoke them with all manner of annoyances and to pelt them with stones, sand, and dirt. The Nayars on guard did their best to keep off the assailants with their shields, and, if any one of them, provoked beyond endurance, were to strike or hurt one of the youths, it would be regarded as treason, and, as such, the assembly would be liable to a heavy fine and would be deprived of its inviolability. The Raja might then disperse them by force of arms; but if he failed to subdue them, they would all desert their allegiance. Allies and neighbours did their best to intercede between the parties and to secure for everyone his proper rights.

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rights. Thus did these *kúttams* (assemblies) exercise a wholesome influence, and act as a powerful check upon the rulers and ministers of the middle ages.[1] They also dealt with wider questions of castes and other matters affecting the welfare of the people. In former times there were also minor councils 623 of *Pramdnis* or leaders of the people in every *Desam* exercising similar social functions. A survival of this system even now exists in every village, and their deliberations and decisions upon social matters and caste disputes have great weight. In important matters such as the outcasting of a member of the caste, etc., His Highness the Raja who has always been the [643] social as well as the political head of the State would deliberate [692] upon them with the help of the Brahman *vaidiks*, and his decisions become final. The individual who is placed under a ban [688] is prohibited from entering any temple, bathing in the public tanks, and is, in short, ostracised.

Administration of justice.

The Rajas were in former times the fountain of all justice, 643 but were assisted by *Karyakkars* or ministers 692 and Brahmans in administering it. All caste disputes and offences were left to the caste assemblies to deal 623 with, while civil disputes were either left to the arbitration of 681 the caste assemblies or of three or four prominent men. There 564 was no written code, but the punishments assigned by custom [671] fitted the crimes, and they varied with the status of the caste and of the person. The nobles enjoyed the privilege of freedom from confinement. The Brahmans and women were never put to death; the former were punished for grave offences by loss of caste and banishment, and the latter by being sold as slaves. The punishment of death was reserved for such heinous [688] offences as sacrilege, the wilful murder of a Brahman or a cow. The following is a summary of the account given by 175 Duarte Barbosa, pp. 116—117, regarding the methods of dealing 564 with criminals and the nature of the punishments inflicted on 685 them in former times:—When any member of a low caste committed robbery about which a complaint had been made to the king or the governor, orders were issued for his apprehension, and if he was caught and he confessed his guilt, he was generally impaled. His head was severed, and the body being placed on its back, the arms and legs were fastened with ropes to four posts, while the multitude to show their contempt spat upon it. If, however, the malefactor was a Moor, he was beheaded. The

1. Letters from Malabar by J. C. Visscher, pages 76–77.